

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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LIBERTY MUTUAL INSURANCE GROUP,

Plaintiff,

v.

PANELIZED STRUCTURES, INC., ET AL.,

Defendants.

Case No. 2:10-cv-01951-MMD-PAL

ORDER

PANELIZED STRUCTURES, INC.,

Counterclaimant,

v.

LIBERTY MUTUAL INSURANCE GROUP,
LM INSURANCE CORPORATION, and
LIBERTY MUTUAL INSURANCE
GROUP/BOSTON,

Counterdefendants.

PANELIZED STRUCTURES, INC.,

Third-Party Plaintiff,

v.

ARIZONA LABOR FORCE, INC., an Arizona
corporation, dba ALLIED FORCES
TEMPORARY SERVICES,

Third-Party Defendant.

Before the Court are Plaintiff LM Insurance Corporation's Response to Order [Dkt. No. 189] and Motion to Reconsider (dkt. no. 191) ("Response to Order"), and Defendant Panelized Structures, Inc.'s Motion for Partial Summary Judgment (dkt. no. 181) and

1 Motion for Leave to File Dispositive Motion After Expiration of Time Period in Scheduling
2 Order (dkt. no. 190).


3 On March 25, 2013, the Court entered an Order (dkt. no. 189) denying Plaintiff's
4 Motion for Summary Judgment (dkt. no. 129) finding that, given the undisputed facts,
5 Plaintiff was not entitled to judgment as a matter of law. Under Fed. R. Civ. P. 56(f), the
6 Court expressed its intention to enter summary judgment for Defendant Panelized
7 Structures, Inc. and provided the parties an opportunity to respond. Plaintiff then filed its
8 Response to Order urging the Court not to grant summary judgment for Defendant and
9 further explaining the arguments presented in its original motion. Defendant responded
10 by filing a motion seeking leave to file a separate Motion for Summary Judgment.

11 As Plaintiff presented no new facts or arguments in its Response to Order, the
12 Court DENIES Plaintiff's request for reconsideration. Further, under Fed. R. Civ. P 56(f)
13 and for the reasons articulated in its prior Order, the Court grants summary judgment on
14 Plaintiff's claims in favor of Defendant Panelized Structures, Inc. As this Order renders
15 Defendant's other pending Motions (dkt. nos. 181 and 190) moot, those Motions are also
16 DENIED.

17 The Clerk of the Court is instructed to close this case.

18 IT IS SO ORDERED.

19 DATED THIS 19th day of April 2013.

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23 MIRANDA M. DU
24 UNITED STATES DISTRICT JUDGE
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